

RESOLUTION

A RESOLUTION SUSPENDING THE RATE CHANGE PROPOSED BY TEXAS GAS SERVICE COMPANY, A DIVISION OF ONEOK, INC, FOR 45 DAYS BEYOND THE PROPOSED EFFECTIVE DATE.

WHEREAS, Texas Gas Service Company, a division of ONEOK, Inc, is a gas utility, and distributes natural gas within the City Limits of the City of El Paso pursuant to a franchise granted to Southern Union Company, a division of Southern Union Gas Company, dated as of February 22, 2000; and

WHEREAS, on May 14, 2004, Texas Gas Service Company filed a Statement of Intent to Change Rates within the City of El Paso, specifying that the rate change should be effective in 60 days from that date; and

WHEREAS, pursuant to the Gas Utility Regulatory Act, Texas Utilities Code Section 103.001, the City of El Paso has exclusive original jurisdiction over the rates, operations, and services of the Texas Gas Service Company within the City of El Paso; and

WHEREAS, the City Council has determined that additional time is needed to study the proposed increase and the reasons therefore; and

WHEREAS, pursuant to the Gas Utility Regulatory Act, Texas Utility Code Sections 104.107 and 104.301, the City of El Paso, as the regulatory authority, has the right to suspend the proposed rate change for a period after the proposed date the change would otherwise be effective; and

WHEREAS, the City Council has determined that it is in the best interest of its citizens and ratepayers to suspend the rate change.

NOW, THEREFORE, be it resolved by the City Council of the City of El Paso:

1. That the rate change identified in the Statement of Intent to Change Rates filed by Texas Gas Service Company, a division of ONEOK, Inc., on May 14, 2004, be and is hereby suspended for 45 days after the effective date specified in the Statement of Intent.
2. That the Mayor shall so notify Texas Gas Service Company of this suspension by having a copy of this Resolution delivered or mailed to Texas Gas Service Company in care of the Vice President, West Texas Region.

Passed and Approved this 7th Day of July, 2004.

(ALL SIGNATURES FOLLOW ON NEXT PAGE)

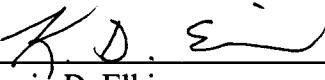
CITY OF EL PASO

Joe Wardy
Mayor

Attest:

Richarda Duffy Momsen
City Clerk

Approved as to Form:



Kevin D. Elkins,
Assistant City Attorney